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RCE 7/5

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

ADDRESS TO: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application No.	10/737,208
	Filing Date	December 16, 2003
	First Named Inventor	Gillies, Stephen D.
	Group Art Unit	1646
	Examiner Name	Xie, Xiaozhen
	Attorney Docket No.	LEX-023

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application

NOTES

RCE v. CPA: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA.

FEE AND SUBMISSION REQUIRED: A submission as used in this section includes, but is not limited to, an information disclosure statement, an amendment to the written description, claims, or drawings, new arguments, or new evidence in support of patentability. If reply to an Office action under 35 U.S.C. 132 is outstanding, the submission must meet the reply requirements of § 1.111 (see 37 C.F.R. 1.114 (c)).

RCE APPLIES TO: An application in which prosecution is closed (see 37 C.F.R. § 1.114 (b)).

RCE DOES NOT APPLY TO: (1) A provisional application; (2) an application for a utility or plant patent filed under 35 U.S.C. 111(a) before June 8, 1995; (3) an international application filed under 35 U.S.C. 363 before June 8, 1995; (4) an application for a design patent; or (5) a patent under reexamination (see 37 C.F.R. 1.114(e)).

SUBMISSION REQUIRED UNDER 37 C.F.R. § 1.114

- ☐ Enter and consider the unentered amendment under 37 C.F.R. § 1.116 previously filed on _____.
- ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.
- ☐ Amendment and Response enclosed.
- ☐ Affidavit(s)/Declaration(s) enclosed.
- ☒ Supplemental Information Disclosure Statement (IDS) enclosed (2 pages).
- i. ☒ Supplemental Form PTO-1449 (1 page)
- ii. ☒ Copies of IDS Citations (B120-B130).
- ☐ Other _____

2. RCE FEE REQUIRED UNDER 37 C.F.R. § 1.114

- a. ☐ Applicant claims small entity status.
- b. ☐ A Petition for a ____ Month Extension of Time is enclosed herewith.
- c. ☒ A check in the amount of \$ 790.00 is enclosed to cover the fee for the RCE.
- d. ☐ The Commissioner is hereby authorized to charge the required fee(s), i.e., \$ _____, to Deposit Account No. 50-1721.
- e. ☒ The Commissioner is hereby authorized to credit overpayments or charge any additional fees required for this submission under 37 C.F.R. §§ 1.16 and 1.17 to Deposit Account No. 50-1721.

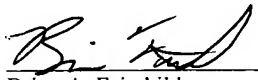
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3. MISCELLANEOUS

- a. ☒ Return Receipt Postcard enclosed.
b. ☐ Other _____.

CORRESPONDENCE ADDRESS	SIGNATURE BLOCK
Direct all correspondence to: Patent Administrator Kirkpatrick & Lockhart Nicholson Graham LLP State Street Financial Center One Lincoln Street Boston, MA 02111 Tel. No.: (617) 261-3100 Fax No.: (617) 261-3175	Respectfully submitted,  _____ Brian A. Fairchild Attorney for the Applicants Kirkpatrick & Lockhart Nicholson Graham LLP State Street Financial Center One Lincoln Street Boston, MA 02111